

Bill No. G-69-02- 30

GENERAL ORDINANCE NO. G- 49-69

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of certain public streets and alleys in Allen County, Indiana.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following Resolution of the City Plan Commission, to-wit:

"WHEREAS, The Fort Wayne Redevelopment Commission has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public streets and alleys in Allen County, Indiana, to-wit:

Oliver Street: From the north property line of Greene Street to the south right-of-way line of the Penn-Central Railroad.

Bowser Avenue: From the north property line of Greene Street to the south property line of the alley between Horace Street and the Penn-Central Railroad right-of-way.

Holton Avenue: From the north property line of the alley between Greene Street and Creighton Avenue to the south right-of-way line of the Penn-Central Railroad.

Reed Street: From the north property line of Creighton Avenue to the south property line of Buchanan Street.

Winter Street: From the north property line of Creighton Avenue to the south property line of Buchanan Street.

Lillie Street: From the north property line of Creighton Avenue to the South property line of Greene Street.

Thayer Street: From the east property line of Smith Street to the west property line of Oliver Street.

Horace Street: From the east property line of Smith Street to the West property line of Holton Avenue.

Buchanan Street: From the east property line of Smith Street to the east property line of Winter Street.

Greene Street: From the east property line of Bowser Avenue to the west property line of Anthony Blvd.

The alley between Smith Street and Oliver Street from the north property line of Greene Street to the south right-of-way line of the Penn-Central Railroad.

The alley between Oliver Street and Bowser Avenue from the north property line of Greene Street to the south property line of the alley between Horace Street and the Penn-Central Railroad.

The alley between Holton Avenue and Reed Street from the north property line of the alley between Creighton Avenue and Greene Street to the South property line of Greene Street.

The alley between Reed Street and Winter Street from the north property line of the alley between Creighton Avenue and Greene Street to the south property line of Greene Street.

The first alley east of Winter Street from the south property line of Greene Street to the north property line of the first alley south of Greene Street.

The alley between Anthony Blvd. and Lillie Street from the north property line of Creighton Avenue to the south property line of Greene Streets.

The alley between Horace Street and the Penn-Central Railroad tracks from the west property line of the alley between Oliver Street and Bowser Avenue to the west property line of Holton Avenue.

The alley between Horace Street and Buchanan Street from the east property line of Bowser Avenue to the west property line of Holton Avenue.

The alley between Buchanan Street and Greene Street from the east property line of Bowser Avenue to the west property line of Winter Street.

The alley between Greene Street and Creighton Avenue from the east property line of Holton Avenue to the west property line of Anthony Blvd.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stat.[§]53-744 (Burns 1964 Repl. Ed.); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 27, 1969, at 7:30 o'clock P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street;

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public streets hereinbefore described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana."

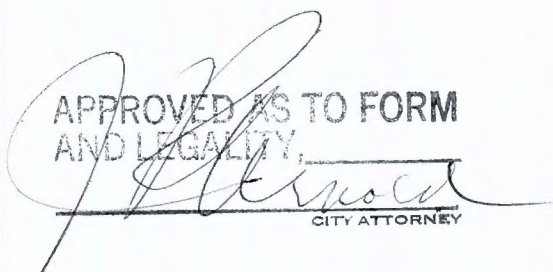
duly adopted on January 27, 1969 following a public hearing thereon after first giving notice thereof, all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of Indiana, as amended by Section 3, Chapter 385 of the acts of 1963 of the General Assembly of the State of Indiana (Section 53-744, Burns Indiana Statutes Annotated, 1964 Replacement) is hereby approved and the recommendations made by said Commission are now accepted.

SECTION 2. Vacation of the streets and alleys described in said resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM
AND LEGALITY

CITY ATTORNEY

RESOLUTION

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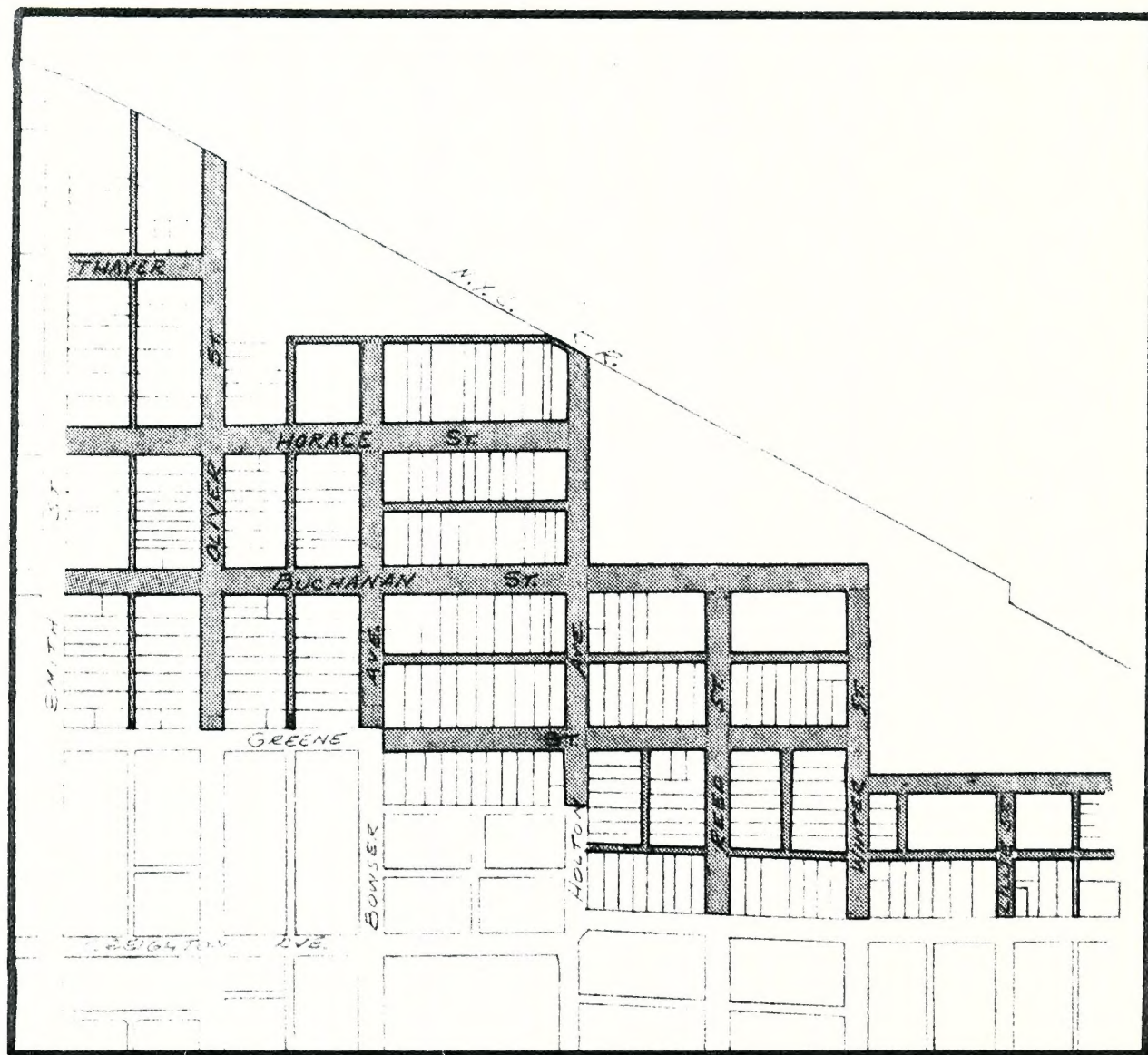
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Allen County, Indiana.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Arthur C. Richard , President of the Fort Wayne
City Plan Commission, do hereby certify that attached hereto
is a full, true and correct copy of a resolution adopted by the
Fort Wayne City Plan Commission following a public hearing of
said Commission held on January 27, 1964 , and as
the same appears of record in the official records of said
Plan Commission.

DATED THE 27th DAY OF JANUARY , 19 64 .

Arthur C. Richard
President
Fort Wayne City Plan Commission



Bill No. G-69-02-30

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of certain public
streets and alleys in Allen County, Indiana

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

JOHN H. ROBINSON, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

PHIL A. STEIGERWALD

John H. Robinson
Thomas G. Adams
Jack K. Dunifon
Phil A. Steigerwald

CONCURRED IN

DATE 3-11-69 FUAD G. BOWAROOK, CITY CLERK

Read the first time in full and on motion by Rousseau seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196____, at _____ o'clock P.M., E.S.T.

Date: 2-25-69

Thad G. Bonahoom
City Clerk

Read the third time in full and on motion by Rousseau seconded by Geake and duly adopted, placed on its passage.
Passed (~~LOST~~) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT <u>0</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	
Steigerwald	<u>✓</u>	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	

Date 3-11-69

Thad G. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 49-69 on the 11th day of March, 1969.

ATTEST: (SEAL)

Thad G. Bonahoom
City Clerk

Herbert R. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of March, 1969 at the hour of 8:30 o'clock A.M.,E.S.T.

Thad G. Bonahoom
City Clerk

Approved and signed by me this 12th day of March, 1969, at the hour of 10:17 o'clock A.M.,E.S.T.

Harold S. Zeis
Mayor